

[2345/115]


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Siegfried Wilhelm et al.
Serial No. : 09/485,408
Filed : February 7, 2000
For : TRANSCODER FOR DECODING ENCODED TV
PROGRAMS
Art Unit : 2136
Examiner : Sara E. Bowes

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: March 7, 2005

Signature: 
Linda M. Shudy (Reg. No. 47,084)

RESPONSE TO NOTICE OF NONCOMPLIANT AMENDMENT

SIR:

On January 5, 2005, Applicants responded to an incomplete Notice of Noncompliance which did not identify that one identifier of "(Nonelected)" was inappropriate. Almost 2 months later, Applicants received a second Notice of Noncompliance dated February 23, 2005. This second Notice indicates that the identifier on the claims was incorrect. And, now, Applicants are being asked to pay a hefty fee for those almost 2 months. On March 3, 2005, Applicants telephoned the Supervisory Legal Instruments Examiner at the number listed on the second Notice, and were informed that the mistake by the first Notice was not their concern, and that Applicants would have to pay for the Patent Office error. Applicants respectfully submit that it is within the Patent Office's purview and power to withdraw the requirement for additional extension fee payment. Applicants respectfully request such action, should the Patent Office deem such action proper.

Since the Notice of Noncompliance indicates that only the corrected section of the non-compliant amendment document must be resubmitted. Accordingly, Applicants submit below the Amendments to the Claim section in its entirety. No other matter needing correction was identified in the second Notice of Noncompliance.

Thus, in response to the Notice of Noncompliant Amendment dated February 23, 2005, please reconsider the above-identified application based on the originally filed Amendment of June 2, 2004 and the following:

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.